UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF WEST VIRGINIA CHARLESTON DIVISION

IN RE ETHICON, INC., PELVIC REPAIR SYSTEM PRODUCTS LIABILITY LITIGATION	: : : :	CIVIL ACTION NO. 2:12-md-023 MDL No. 2327
This Document Applies To All Actions	:	Judge Joseph R. Goodwin
	X	

PLAINTIFFS' MOTION TO DETERMINE THE SUFFICIENCY OF ETHICON, INC.'S AND JOHNSON & JOHNSON, INC.'S ANSWERS AND OBJECTIONS TO PLAINTIFFS' FIRST REQUESTS FOR ADMISSION

Pursuant to Fed. R. Civ. P. 36(a)(6), Plaintiffs respectfully request that the Court find Defendants Ethicon, Inc.'s and Johnson & Johnson, Inc.,'s answers and objections to Plaintiffs' First Requests for Admission ("RFAs") insufficient, and deem admitted all RFAs that are the subject of this Motion. Alternatively, Plaintiffs request that the Court order Defendants to provide full and complete responses to the RFAs. As grounds, Plaintiffs submit that Defendants have proffered answers and objections that do not confirm to applicable law or the spirit and intent of Rule 36. Plaintiffs further request that they be awarded any other general or special relief as may be appropriate.

Plaintiffs, through counsel, have conferred with Defendants in accordance with Local Rule 37.1(b) in a good faith attempt to resolve this dispute without the Court's intervention. In support of this motion, Plaintiffs have filed herewith a memorandum of law, as well as the following exhibits:

- A. Plaintiffs' First Requests for Admission, filed herewith as Exhibit A; and
- B. Defendants' Responses to Plaintiffs' First Requests for Admission, filed herewith as Exhibit B.

Dated: January 9, 2014 Respectfully submitted,

/s/ D. Renee Baggett

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CERTIFICATE OF SERVICE

I hereby certify that I filed the foregoing document on January 9, 2014, using the Court's CM-ECF filing system, thereby sending of the filing to all counsel of record for this matter.

/s/ D. Renee Baggett
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